

16569 U.S.PTO
022004

CERTIFICATE OF MAILING

I hereby certify that on **February 20, 2004**, this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313.

37 C.F.R. § 1.8(a) 37 C.F.R. § 1.10
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Allie Barrett22856 U.S.PTO
10/783464
022004IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UTILITY PATENT APPLICATION TRANSMITTAL

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

Transmitted herewith for filing is the patent application of inventor(s):

1st Inventor: Raymond Losi, Jr.

For: PORTABLE SHELTER WITH ROLLING ELEMENT BEARINGS

1. **Type of Application**

This new application is for a(n)

- Original (non provisional)
- Design
- Plant
- Continuation-in-part (CIP)

2. Benefit of Prior U.S. Application(s) (35 USC §§ 119(e), 120, or 121)

- The new application being transmitted claims the benefit of the following prior U.S. Provisional applications: (1) U.S. Provisional Patent Application No. 60/482,503 filed June 24, 2003 entitled *Portable Shelter Framework*; and (2) U.S. Provisional Patent Application No. 60/449,124 filed February 21, 2003 entitled *Shade Structure With Roller Bearings*, both of the contents of which are hereby incorporated by reference.

3. Papers Enclosed

A.

9 pages of specification
3 pages of claims
1 pages of abstract
10 sheets of drawings (do not submit original drawings)
(complete the following, if applicable)

- The enclosed drawing(s) are photograph(s), and there is also attached a "PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S)." 37 CFR 1.84(b).

B. Other Papers Enclosed

2 Pages of Combined Declaration, Power of Attorney and Petition
2 Assignment
1 Credit Card Payment Form

4. Declaration or oath (including power of attorney)

- Enclosed
 executed by inventor(s)

5. Inventorship Statement

Inventorship for all the claims in this application are:

- The same.

6. Assignment

- An assignment of the invention to Variflex, Inc.
 is attached
 executed by inventor(s)
 was filed in parent application
 will follow

7. Fee Calculation

A. Regular application

CLAIMS AS FILED					
Number filed	Number Extra	Rate		Basic Fee 37 CFR § 1.16(a)/	
		Large Entity	Small Entity	Large Entity \$770.00	Small Entity \$385.00
Total Claims (37 CFR § 1.16(c)) = 15	- 20 = -5	x \$18.00 =	x \$9.00 =	00.00	
Independent Claims (37 CFR § 1.16(b)) = 3	- 3 = 0	x \$86.00 =	x \$43.00 =	00.00	
Multiple dependent claims(s), if any (37 CFR § 1.16(d)) = 11		+ \$290.00 =		00.00	
Recordation Filing Fee					

- An amendment canceling extra claims is enclosed.
 An amendment deleting multiple-dependencies is enclosed.
 The fee for extra claims is not being paid at this time
Filing Fee Calculation \$385.00
 B. Design application (\$330-37 CFR§1.16(f)) \$ _____
 C. Plant application (\$540-37 CFR§1.16(g)) \$ _____

8. Small Entity Statement(s)

- Applicant claims small entity status. See 37 CFR 1.27

9. Fee Payment Being Made at Time

- Not Enclosed
 No filing fee is to be paid at this time.
 Enclosed
 Filing Fee \$ 385.00

10. Method of Payment of Fees

- A check in the amount of \$_____ is enclosed.
 Credit Card Payment Form is enclosed.
 Charge Deposit Account No. 50-2809 in the amount of \$_____
 A duplicate of this transmittal is attached.

11. Request and Certification under 35 USC §122 (b)(2)(B)(i) (Non-publication Request)

12. Authorization to Charge Additional Fees

(If no fees are to be paid on filing, the following items should not be completed)

The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 50-2809.

- 37 CFR §§1.16(a), (f), or (g) (Filing fees)
- 37 CFR §§1.16(b), (c), and (d) (presentation of extra claims)
- 37 CFR §§1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)
- 37 CFR §§1.17(a)(1)-(5) (extension fees pursuant to §1.136(a))
- 37 CFR §§1.17 (application processing fees)
- 37 CFR §§1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 CFR§1.1311(b))

13. Instructions as to Overpayment

- Credit Account No. 50-2809
- Refund

14. Correspondence Address

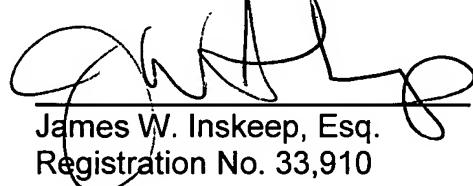
- Customer Number. 37,374
- Please direct all future correspondence to the following attorney/address:

INSKEEP INTELLECTUAL PROPERTY GROUP, INC.

1225 W. 190th Street, Suite 205
Gardena, CA 90248

Attn: James W. Inskeep
Telephone: 310.217.6220
Facsimile: 310.327.0282

Respectfully submitted,



James W. Inskeep, Esq.
Registration No. 33,910

February 20, 2004

INSKEEP INTELLECTUAL PROPERTY GROUP, INC.
1225 W. 190th Street, Suite 205
Gardena, CA 90248
Telephone: 310.217.6220
Facsimile: 310.327.0282